IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5839 OF 2007

Abhay Kulkarni & Anr. .. Petitioners

Versus

Vilas Kulkarni & Anr. .. Respondents

Mr.Abhay Joshi for petitioners

Mr.Amit Shetye for respondent No.1

Mr.Balasaheb Deshmukh for respondent No.2.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 29th November 2007

P.C.

. Mr.Joshi appearing for petitioner states that he has instructions to withdraw this petition. He, therefore, seeks leave to do

accordingly. Leave granted. Petition is dismissed as withdrawn. However, the withdrawal of this petition shall not constitute a bar for the petitioner to institute appropriate proceedings and claim substantive reliefs therein with regard to the subject property. Withdrawal also does not preclude the petitioner from raising appropriate pleas in the pending execution proceedings. This order is passed in the presence of petitioner. No costs. Ad-interim orders, if any, to stand vacated forthwith.

(S.C.Dharmadhikari, J)